IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.886 OF 2007
IN
CRIMINAL APPEAL NO. 729 OF 2007

Surendra Shridhar Kotiyan and another .. Applicants
v/s.
The State of Maharashtra .. Respondent

Dr. Yug Mohit Chaudhary for the applicants.
Mr. A.S. Shitole, APP for the respondent.

CORAM : B.H. MARLAPALLE, J.
DATED : 8TH AUGUST, 2007

P.C.

Heard Dr. Chaudhary, the learned counsel for the applicants who have filed criminal appeal No.729 of 2007 belatedly and hence this application for condonation of delay. As per the office report, the delay caused in filing the appeal is of one year and 203 days.

2. Dr. Chaudhary has pointed out that the very same order of conviction and sentence which is under challenge in criminal appeal No.729 of 2007 by the applicants is also challenged in criminal appeal No.1178 of 2005, criminal appeal No.10 of 2006 and criminal appeal No.541 of 2006 by the co-accused and the said appeals have been admitted by this court. However, the applicants in the present appeal could not take appropriate steps to approach this court alongwith the other accused due to their poor financial condition. Hence delay is condoned and the application is allowed.

(B.H. MARLAPALLE, J.)